

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. OCT 20 1993

Returned to applicant for correction.

Corrected application filed. Map filed OCT 20 1993

The applicant. Independence Mining Company, Inc.
HC 78, Box 30 of Elko
Street and No. or P.O. Box No. City or Town

Nevada 89801 hereby makes application for permission to change the
State and Zip Code No.

point of diversion and place of use of a portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit #50784
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is Water Canyon Creek
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.396 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for mining, milling and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for mining, milling and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within the NE1/4 Section 11, T.42N.,
Describe as being within a 40-acre subdivision of public survey and by course and

R.53E., MDM from which the SE cor. of Section 31, T.43N., R.54E., MDM,
distance to a section corner. If on unsurveyed land, it should be stated.

bears N.60°29'E., 13,154 ft. dist.

6. The existing permitted point of diversion is located within Lot 1 (NE1/4) Section 2, T.42N.,
If point of diversion is not changed, do not answer.

R.53E., from which the SE cor. of Section 31, T.43N., R.54E., MDM,

bears N.85°50'E., 10,885 ft. dist.

7. Proposed place of use All of Sections 1 and 2, and N1/2 Section 11, T.42N.,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

R.53E., MDM.

8. Existing place of use See Attached
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from April 15 to August 15 of each year.
Month and Day Month and Day

10. Use was permitted from April 15 to August 15 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
Construct small diversion dam and ditch
specifications of your diversion or storage works.) on grade, to divert water around proposed
pit, into holding pond, from which water will be pumped to water trucks
for purposes of dust suppression, road construction, and related
ditches, pipes and flumes, or drilled well, etc. mining and milling purposes.

12. Estimated cost of works \$10,000

13. Estimated time required to construct works one year

14. Estimated time required to complete the application of water to beneficial use.....two years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

.....Total consumption from this application and permit #50784 will
.....not exceed 37.66 million gallons annually. Please send copies
.....of notices and correspondence to the undersigned agent.
.....

By.....s/ William A. Nisbet
.....421 Court Street
.....Elko, Nevada 89801

Compared.....gkl/jv.....

Protested.....

.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I,,
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this.....day of.....
A.D. 19.....

.....State Engineer

WITHDRAWN BY APPLICANT MAR 01 2001
Justinacci, P.E. STATE ENGINEER *cmf*

Question #8: Portions of: T.42 N., R.53E.: Sec. 1:
 Lots 1, 2, 3, 4,: $S\frac{1}{2}NW\frac{1}{4}, SW\frac{1}{4}$; Sec. 2: all, Sec. 11: all,
 Sec. 12: $W\frac{1}{2}, W\frac{1}{2}E\frac{1}{2}$ T.43N., R.53E.: Sec. 35: $S\frac{1}{2}SE\frac{1}{4}$; Sec. 36:
 $SE\frac{1}{4}NE\frac{1}{4}, SE\frac{1}{4}, E\frac{1}{2}SW\frac{1}{4}, SW\frac{1}{4}SW\frac{1}{4}$ T.42N., R.54E.: Sec.3: $N\frac{1}{2}, E\frac{1}{2}SW\frac{1}{4}$:
 Sec.4: Lots 1, 2, 3, 4; Sec. 5: Lots 5,6; Sec. 10: $NE\frac{1}{4}$; Sec. 11:
 $S\frac{1}{2}NW\frac{1}{4}, N\frac{1}{2}SW\frac{1}{4}, SE\frac{1}{4}$; Sec. 12: $S\frac{1}{2}S\frac{1}{2}$ T.43N., R.54E.: Sec. 31:
 $S\frac{1}{2}N\frac{1}{2}, S\frac{1}{2}$; Sec. 32: $S\frac{1}{2}NW\frac{1}{4}, S\frac{1}{2}$; Sec. 33: $S\frac{1}{2}S\frac{1}{2}, NE\frac{1}{4} SE\frac{1}{4}$, Sec. 34:
 $SW\frac{1}{4}, S\frac{1}{2}SE\frac{1}{4}$,